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collective action and class action members*

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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**BRANDON SALUS, and ALAN FELIX
IPANAQUE CORDOVA, on behalf of
themselves and others similarly situated,**

INDEX NO: 07cv03142-GBD-DCF

Plaintiffs,

**FLSA COLLECTIVE ACTION AND
RULE 23 CLASS ACTION**

v.

**TSE GROUP LLC d/b/a B.B. KING BLUES
CLUB AND GRILL and TSION BENSUSAN**

Defendants.

-----X

DECLARATION OF BRANDON SALUS

I, Brandon Salus, under penalty of perjury, affirm as follows:

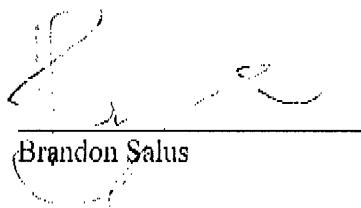
1. My name is Brandon Salus.
2. I was employed by TSE Group as a server at B.B. King Blues Club ("B.B. King") from December 2006 until March 2007.

3. I was informed by B.B. King's management that its practice is to charge an employee for a customer's bill when that customer does not pay his bill. For example, when a customer walks out without paying his bill (a "walk-out"), the restaurant forces the waiter to pay for the customer's bill.

4. I myself was a victim of this practice. On one occasion, I was forced to pay \$244.90 out of my weekly pay to cover for a walk-out. The walk-out deduction is reflected on my attached paystubs; \$200 was deducted from my pay and tips in the first week, and the second week BB King deducted the remaining \$44.90. I also noticed other servers being charged for walk-outs as well.

I affirm, under penalty of perjury, that the above and foregoing information is true and correct.

Dated: New York, New York
June 21, 2007



Brandon Salus

TSE GROUP LLC

CK.# 43421

EMP.#	DEPT.	NAME			S.S.C. #	PAY PERIOD	CHK DATE	
S147	10	BRANDON SALUS			[REDACTED]	02/18/07	02/23/07	
HOURS		EARNINGS			DEDUCTIONS			
REG	O.T.	TYPE	RATE	AMOUNT	TYPE	AMOUNT		
22.75		REG PAY TIPS CC REG PAY MISC	4.6000	104.65 126.88 -200.00 -5.00				
GROSS		F.I.C.A.	FED.	STATE	LOCAL	SUI/SDI	TOTAL DED.	NET PAY
CURRENT	26.53	2.02				0.13	2.15	24.38
YTD	3724.85	284.94	385.41	133.09	83.67	4.33		

TSE GROUP LLC

CK.# 43557

EMP.#	DEPT.	NAME			S.S.C. #	PAY PERIOD	CHK DATE	
S147	10	BRANDON SALUS			[REDACTED]	02/25/07	03/02/07	
HOURS		EARNINGS			DEDUCTIONS			
REG	O.T.	TYPE	RATE	AMOUNT	TYPE	AMOUNT		
16.25		REG PAY TIPS CC MISC MISC	4.6000	74.75 126.88 -44.90 -5.00				
GROSS		F.I.C.A.	FED.	STATE	LOCAL	SUI/SDI	TOTAL DED.	NET PAY
CURRENT	151.73	11.61	3.54		0.69	0.60	16.44	135.29
YTD	3876.58	296.65	388.95	133.09	84.36	4.93		

EXEMPT S 1